

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

CHONG CHEN,

Plaintiff,

v.

SHAN QIAO ZHANG, et al.,

Defendants.

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CIVIL ACTION

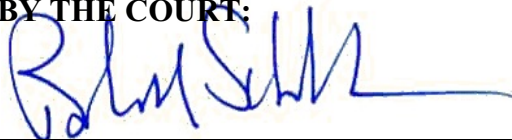
No. 10-6255

ORDER

AND NOW, this 10th day of **February, 2011**, upon consideration of Defendant Erie Insurance Company's Motion to Dismiss, Plaintiff's Response thereto, and for the reasons stated in the Court's Memorandum dated February 10, 2011, it is hereby **ORDERED** that:

1. Erie Insurance Company's motion (Document No. 8) is **GRANTED**.
 - a. Count III of Plaintiff's Complaint is **DISMISSED**.
 - b. Erie Insurance Company is **DISMISSED** from this case.
2. Allstate Insurance Company is **DISMISSED** from this case as improperly joined under Federal Rule of Civil Procedure 20.
 - a. Count II of Plaintiff's Complaint is **DISMISSED without prejudice**.
 - b. Allstate's Insurance Company's cross-claims against Shan Qiao Zhang and Erie Insurance Company are **DISMISSED without prejudice**.

BY THE COURT:



Berle M. Schiller, J.